

108TH CONGRESS  
1ST SESSION

# H. R. 2611

To amend title II of the Social Security Act to exempt from the windfall elimination provision of such title individuals who are entitled to retired pay based on at least 20 years of service as a member of a uniformed service.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 26, 2003

Mr. MICHAUD (for himself, Mr. BROWN of South Carolina, Mr. EVANS, Mr. FILNER, Mr. GUTIERREZ, Ms. CORRINE BROWN of Florida, Mr. RODRIGUEZ, Mr. RYAN of Ohio, and Mr. FROST) introduced the following bill; which was referred to the Committee on Ways and Means

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## A BILL

To amend title II of the Social Security Act to exempt from the windfall elimination provision of such title individuals who are entitled to retired pay based on at least 20 years of service as a member of a uniformed service.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Military Retirees Gov-  
5 ernment Employment Act of 2003”.

1 **SEC. 2. EXEMPTION FROM WINDFALL ELIMINATION PROVI-**  
2 **SION.**

3 (a) IN GENERAL.—Section 215(a)(7) of the Social  
4 Security Act (42 U.S.C. 415(a)(7)) is amended by adding  
5 at the end the following new subparagraph:

6 “(F) This paragraph shall not apply in the case of  
7 an individual who is entitled to retired pay based on at  
8 least 20 years of service by such individual as a member  
9 of a uniformed service (as defined in section 210(m)).”.

10 (b) CONFORMING AMENDMENT.—Section 215(d)(3)  
11 of such Act (42 U.S.C. 415(d)(3)) is amended, in the last  
12 sentence, by inserting “or (F)” after “subparagraph (E)”.

13 **SEC. 3. EFFECTIVE DATE.**

14 The amendments made by this Act shall apply with  
15 respect to monthly insurance benefits payable under title  
16 II of the Social Security Act for months beginning after  
17 180 days after the date of the enactment of this Act. Not-  
18 withstanding section 215(f) of the Social Security Act, the  
19 Commissioner of Social Security shall adjust primary in-  
20 surance amounts to the extent necessary to take into ac-  
21 count the amendments made by section 2.

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